

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA, §  
Plaintiff, §  
§ 3:19-CR-452-X  
v. §  
§  
BRIAN CARPENTER (1) §  
JERRY HAWRYLAK (2) §  
§  
Defendants. §

**ORDER GRANTING DEFENDANT'S UNOPPOSED JOINT  
MOTION TO CONTINUE TRIAL**

Before the Court is the Defendant's Unopposed Joint Motion to Continue Trial (the "Motion") (Doc. No. 67), filed on April 2, 2021. The Court finds that the ends of justice served by granting the continuance outweigh the best interests of the public and the defendants in a speedy trial, and that failure to grant such a continuance might result in a miscarriage of justice. *See* 18 U.S.C. § 3161(h)(7)(A), (B)(i).

The Court finds that counsel needs additional time to review discovery and effectively prepare for trial in this case. The existing trial date in this case of June 7, 2021 would deny counsel for the defendants the reasonable time necessary for effective preparation of the defense. 18 U.S.C. § 3161(h)(7)(B). The likely result would be an inability to continue the proceeding and a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(B)(i). Therefore, the Court **GRANTS** the Motion.

Accordingly, it is **ORDERED** that the trial of the case is reset from **June 7, 2021** to **Monday, May 9, 2022 at 9:00 a.m.** The period of delay shall be excluded in computing the time within which the trial must commence. Further, the Court finds that in the interest of

justice, this case shall be tried together with all co-defendants, pursuant to 18 U.S.C. § 3161(h)(6).

Pretrial motions must be filed no later than **February 18, 2022** and all responses, including responses to any previously pending motions, no later than **February 25, 2022**.

Requested voir dire questions, proposed jury instructions, witness lists (with witnesses designated as “custodial,” “expert,” or “fact,” as well as “probable” or “possible”), exhibit lists (with copies of exhibits furnished to the Court), and motions in limine must be filed no later than **April 22, 2022**.

Pretrial Conference is hereby scheduled for **April 25, 2022 at 10:00 a.m.** The defendant need not be present for the Pretrial Conference.

Signed this 23<sup>rd</sup> day of April, 2021.



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BRANTLEY STARR  
UNITED STATES DISTRICT JUDGE